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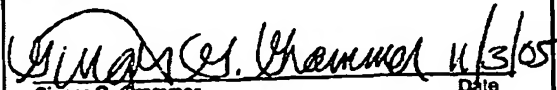
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PATENT

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Ginger G. Grammer Date 11/3/05

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No: 10/047,578  
Filing Date: October 26, 2001  
Applicants: Jeffrey S. Kiel et al.  
Title: PHENYLEPHRINE TANNATE AND PYRILAMINE TANNATE  
SALTS IN PHARMACEUTICAL COMPOSITIONS  
Art Unit: 1614  
Confirmation No.: 4696  
Examiner: Brian Kwon  
Attorney Docket: PEDI-04 (formerly KIEL-02)

Cincinnati, Ohio

November 3, 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION AND AMENDMENT**

Sir:

In response to the Office Action dated May 4, 2005, in the above-identified application, Applicants respond as follows:

Amendments to the Claims are reflected in the Listing of Claims which begins on page 2 of this paper.

Remarks begin on page 15 of this paper.

Application Serial No. 10/047,578  
Amendment dated November 3, 2005  
Reply to Office Action dated May 4, 2005

### Conclusion

For the foregoing reasons, it is submitted that all claims are patentable and a Notice of Allowance is respectfully requested.

Applicants authorize the Commissioner to charge Deposit Account No. 23-3000 in the amount of \$510.00 for a three-month extension for a small entity under 37 C.F.R. 1.17(a)(3). Applicants believe that no further fee is due with this submission. If, however, any additional fee or surcharges are deemed due, please charge same or credit any overpayment to Deposit Account No. 23-3000.

The Examiner is invited to contact the undersigned attorney with any questions or remaining issues.

Respectfully submitted,  
WOOD, HERRON & EVANS, L.L.P.

By:   
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# PATENT APPLICATION FEE DETERMINATION RECORD

Effective October 1, 2001

Application or Docket Number

10042578

## CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS	53	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	53 minus 20 =	32
INDEPENDENT CLAIMS	45 minus 3 =	42
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

\* If the difference in column 1 is less than zero, enter "0" in column 2

## CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	21	Minus ** 53	=
Independent	1	Minus *** 5	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" (IN THIS SPACE) is less than 20, enter "20."

\*\*\* If the "Highest Number Previously Paid For" (IN THIS SPACE) is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

SMALL ENTITY TYPE ☐ OR

OTHER THAN SMALL ENTITY

RATE	FEE		RATE	FEE
BASIC FEE	370.00	OR	BASIC FEE	740.00
X\$ 9=	288	OR	X\$18=	
X42=	84	OR	X84=	
+140=		OR	+280=	
TOTAL	208	OR	TOTAL	

SMALL ENTITY OR OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X\$ 9=		OR	X\$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X\$ 9=		OR	X\$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X\$ 9=		OR	X\$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	